

**COMBINED DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

This declaration is of the following type:

- ☒ original    ☐ design    ☐ supplemental  
☐ national stage of PCT  
☐ divisional    ☐ continuation    ☐ continuation-in-part

My residence, post office address, and citizenship are as stated below next to my name. I believe I am an original, first, and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**NON-ADENOVIRAL GENE PRODUCT-BASED COMPLEMENTING  
CELLS FOR ADENOVIRAL VECTORS**

the specification of which:

- ☐ is attached hereto.  
☒ was filed on July 23, 2001 as Application No. 09/911,011 and was amended on *(if applicable)*.  
☐ was filed by Express Mail No. \_\_\_\_\_ as Application No. not known yet, and was amended on *(if applicable)*.  
☐ was filed on \_\_\_\_\_ as PCT International Application No. PCT/ \_\_\_\_\_ and was amended on *(if any)*.

I state that I have reviewed and understand the contents of the specification identified above, including the claim(s), as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to the patentability of the application identified above in accordance with 37 CFR 1.56.

I claim foreign priority benefits under 35 USC 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate or 365(a) of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent, utility model, design registration, or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter and having a filing date before that of the application(s) from which the benefit of priority is claimed.

PRIOR FOREIGN PATENT, UTILITY MODEL, AND DESIGN REGISTRATION APPLICATIONS					
COUNTRY	APPLICATION	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119		
			YES	NO	
			YES		NO
			YES		NO

In re Appln. of Brough et al.  
Application No. 09/911,011

I claim the benefit pursuant to 35 USC 119(e) of the following United States provisional patent application(s):

PRIOR U.S. PROVISIONAL APPLICATIONS CLAIMING THE BENEFIT UNDER 35 USC 119(e)	
APPLICATION NO.	DATE OF FILING

I claim the benefit pursuant to 35 USC 120 of any United States patent application(s) or PCT international application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this patent application is not disclosed in the prior patent application(s) in the manner provided by the first paragraph of 35 USC 112, I acknowledge the duty to disclose material information as defined in 37 CFR 1.56 effective between the filing date of the prior patent application(s) and the national or PCT international filing date of this patent application.

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 USC 120					
U.S. APPLICATIONS			Status (check one)		
U.S. APPLICATIONS	U.S. FILING DATE		PATENTED	PENDING	ABANDONED
1. 0 /					
2. 0 /					
3. 0 /					
PCT APPLICATIONS DESIGNATING THE U.S.					
PCT APPLICATION NO.	PCT FILING DATE	U.S. APPLICATION NOS. ASSIGNED (IF ANY)	PATENTED	PENDING	ABANDONED
4.					
5.					
6.					

DETAILS OF FOREIGN APPLICATIONS FROM WHICH PRIORITY CLAIMED UNDER 35 USC 119 FOR ABOVE LISTED U.S./PCT APPLICATIONS				
ABOVE APPLN. NO.	COUNTRY	APPLICATION NO.	DATE OF FILING (day, month, yr)	DATE OF ISSUE (day, month, yr)
1.				
2.				
3.				
4.				
5.				
6.				

As a named inventor, I hereby appoint Leydig, Voit & Mayer, Ltd. to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Customer Number 23460.

In re Appln. of Brough et al.  
Application No. 09/911,011



**23460**

PATENT TRADEMARK OFFICE

I further direct that correspondence concerning this application be directed to Leydig,  
Voit & Mayer, Ltd.: Customer Number 23460.



**23460**

PATENT TRADEMARK OFFICE

I declare that all statements made herein of my own knowledge are true, that all statements made on information and belief are believed to be true, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor: Douglas E. Brough

Inventor's signature \_\_\_\_\_

Date

8/13/01

Country of Citizenship: U.S.

Residence: Gaithersburg, MD

Post Office Address: 9121 Tulip Grove Road, Gaithersburg MD 20879

Full name of second joint inventor: Jason G. D. Gall

Inventor's signature \_\_\_\_\_

Date

8/18/01

Country of Citizenship: U.S.

Residence: Germantown, MD

Post Office Address: 31 Bronco Court, Germantown, MD 20874-6124

In re Appln. of Brough et al.  
Application No. 09/911,011

I declare that all statements made herein of my own knowledge are true, that all statements made on information and belief are believed to be true, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of **third joint inventor**: Imre Kovessi

Inventor's signature \_\_\_\_\_

Date

8/8/2001

Country of Citizenship: Canada and U.S.

Residence: Rockville, MD

Post Office Address: 7713 Warbler Lane, Rockville, 20855